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Attorneys for Plaintiffs
LENSCRAFTERS, INC. and EYEXAM OF
CALIFORNIA, INC.

IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

LENSCRAFTERS, INC. and EYEXAM OF
CALIFORNIA, INC.,

Plaintiffs,

v.

LIBERTY MUTUAL FIRE INSURANCE
COMPANY; EXECUTIVE RISK SPECIALTY
INSURANCE COMPANY; UNITED STATES
FIRE INSURANCE COMPANY; MARKEL
AMERICAN INSURANCE COMPANY and
WESTCHESTER FIRE INSURANCE COMPANY,

Defendants,

AND RELATED COUNTER- AND CROSS-
CLAIMS.

Case No.: C-07-2853 SBA

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION TO DISMISS
WITHOUT PREJUDICE CLAIMS
AGAINST DEFENDANTS LIBERTY
MUTUAL FIRE INSURANCE
COMPANY, EXECUTIVE RISK
SPECIALTY INSURANCE COMPANY
AND WESTCHESTER FIRE
INSURANCE COMPANY**

Date: April 8, 2008

Time: 1:00 p.m.

Courtroom: 3

The Hon. Sandra Brown Armstrong

1 This matter comes before the Court on the motion of plaintiffs LensCrafters, Inc. and
2 EYEXAM of California, Inc. to dismiss without prejudice plaintiffs' claims against defendants
3 Liberty Mutual Fire Insurance Company, Executive Risk Specialty Insurance Company and
4 Westchester Fire Insurance Company.

5 Good cause appearing, IT IS HEREBY ORDERED that Plaintiffs' claims against
6 Defendants Liberty Mutual Fire Insurance Company, Executive Risk Specialty Insurance Company
7 and Westchester Fire Insurance Company are hereby dismissed without prejudice.

8
9 DATED: _____

UNITED STATES DISTRICT JUDGE